

CITY COUNCIL, CITY OF LODI  
CITY HALL COUNCIL CHAMBERS  
November 7, 1973

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m., Wednesday, November 7, 1973 in the City Hall Council Chambers.

ROLL CALL

Present: Councilmen - EHRHARDT, KATNICH,  
SCHAFFER, PINKERTON,  
and HUGHES (Mayor)

Absent: Councilmen - None

Also present: City Manager Henry Graves, Assistant City Manager Jerry Glenn, City Attorney Robert Mullen, Planning Director James Schroeder and Public Works Director Shelley Jones.

INVOCATION

The invocation was given by Councilman Ehrhardt.

PLEDGE

Mayor Hughes led the Pledge of Allegiance to the flag.

MINUTES

On motion of Councilman Ehrhardt, Schaffer second, the minutes of October 17, 1973 were approved as written and mailed.

PUBLIC HEARINGS

W. LOCUST STREET  
STREET LIGHTS

Notice thereof having been published and posted in accordance with law and affidavits of publication being on file in the office of the City Clerk, Mayor Hughes called for hearing on the proposed formation of the West Locust Street Street Lighting District. City Manager Graves explained that under the 1911 Improvement Act, proceedings had been initiated by the property owners who had presented a petition for the lights signed by owners of more than sixty percent of the front footage in the proposed district. There were no persons present who wished to speak on the matter, and the public portion of the hearing was closed.

RES. NO. 3838  
OVERRULING  
PROTESTS

Councilman Katnich moved adoption of Resolution No. 3838 overruling protests on the West Locust Street Street Lighting District. The motion was seconded by Councilman Schaffer and carried.

RES. NO. 3839  
ADOPTING  
WAGE RATES

Councilman Pinkerton moved adoption of Resolution No. 3839 adopting the scale of prevailing wage rates. The motion was seconded by Councilman Ehrhardt and carried.

RES. NO. 3840  
ORDERING WORK

On motion of Councilman Ehrhardt, Katnich second, the Council adopted Resolution No. 3840 ordering the work to be done on the West Locust Street Street Light District.

Minutes of November 7, 1973, continued

RES. NO. 3841  
DIRECTING  
ASSESSMENT  
BE PREPARED

Councilman Pinkerton then moved adoption of Resolution No. 3840 directing the assessment be prepared for the West Locust Street Street Light District. The motion was seconded by Councilman Katnich and carried.

REPORT RE  
DEMOLITION  
324 1/2 LOUIE AVE.

Notice thereof having been published in accordance with law, and affidavits of publication and declaration of posting and mailing being on file in the office of the City Clerk, Mayor Hughes called for the public hearing on the report of the Chief Building Inspector regarding the demolition and removal of a building at 324 1/2 Louie Avenue, Lodi. The report was received by the Council prior to the meeting.

RES. NO. 3842

City Attorney Robert Mullen discussed the report as presented, stating the total cost for the work had been \$489.32. He recommended the Council adopt a resolution confirming the assessment on the property at 324 1/2 Louie Avenue.

There being no persons in the audience wishing to speak either in favor or in opposition to the report of the Chief Building Inspector, the public portion of the hearing was closed.

On motion of Councilman Pinkerton, Schaffer second, the Council then adopted Resolution No. 3842 confirming the assessments on the property at 324 1/2 Louie Avenue

#### PLANNING COMMISSION

The City Manager gave the following report of the Planning Commission meeting of October 29, 1973:

ACTIONS OF  
INTEREST

1. Under Announcements and Correspondence the Planning Commission was informed of the resignation, effective November 21, 1973, of Mr. Richard R. Avey, Assistant Planner, and of the appointment effective October 29, 1973 of Mr. Bruce Baracco and Mr. David S. Morimoto to the positions of Junior Planner.
2. Approved the request of L. G. Frey for a Variance to reduce the required rear yard from 10 feet to 6 feet to permit the conversion of a 3-car garage to a dwelling and a 1-car garage at 219 North Washington Street in an area zoned R-HD.

Minutes of November 7, 1973, continued

3. Considered the request of Meyer, Baumbach, and Piazza, Civil Engineers, on behalf of Mr. J. Coenan to divide a 20-acre parcel into 4 parcels: two 4.9-acre parcels and two 5-acre parcels on the south side of Acampo Road approximately 1 1/4 miles east of Clements Road in an area zoned GA-1.
4. Directed the Staff to correspond with Mr. Lou Peters, Peter's Pontiac-Cadillac, and inform him that unless certain conditions established February 28, 1972 upon granting of a Use Permit to add a new building for automobile body and fender repair at the rear of an existing automobile agency at 1011 South Cherokee Lane were met by December 31, 1973, the Commission would initiate proceedings to revoke the Use Permit.

#### COMMUNICATIONS

##### BIKE ROUTES

A letter was presented from the George Washington Elementary School P.T.A. Board requesting the City Council to consider the possibility of establishing a bicycle route between Lodi Lake Park and Micke Grove.

A letter was also received from Lodi Ecology Action with signatures attached thereto of persons supporting the establishment of bicycle paths in the City.

Mayor Hughes requested that all correspondence concerning bicycle paths be forwarded to the Recreation Commission.

##### SCHOOL SITE E.I.R.

The City Clerk presented a letter received from Mrs. Jean E. Short, Legislative Chairman for American Association of University Women. The letter was in support of the seven issues submitted in opposition to the proposed school site by the Lodi Ecology Action Organization to the Amended Environmental Impact Report prepared by Meyer, Baumbach and Piazza. The letter requested that the opinion of the American Association of University Women be included in the Environmental Impact Report.

##### BIKE PATHS S. J. COUNTY

Mayor Hughes reported he had received a copy of a letter addressed to Miss Phoebe Watt, President of American Association of University Women from Jack Navone, Traffic Engineer, Department of Public Works, San Joaquin County. The letter indicated that the Board of Supervisors had directed that a report be prepared concerning the request for planning and construction of bicycle pathways from Lodi Lake to Micke Grove and to other points of

Minutes of November 7, 1973, continued

interest in Lodi. A meeting will be scheduled with interested parties to discuss the matter.

Councilman Schaffer then suggested consideration should be given to the establishment of bicycle paths throughout San Joaquin County.

FOLSOM  
SOUTH  
CANAL

Mayor Hughes presented a letter received from Mr. Larry Kiml, Director of the California Chamber of Commerce, concerning pending litigation regarding Folsom South Canal. After discussion, Councilman Schaffer moved the Council again go on record supporting the completion of the Folsom South Canal and direct the Mayor to send letters to Congressman John McFall and other interested persons urging completion of the project. The motion was seconded by Councilman Ehrhardt and carried by unanimous vote.

ENERGY  
CRISIS

The Council discussed the present energy crisis and City Manager Graves told the Council the staff is working on a conservation plan which will be presented at a later date.

Councilman Pinkerton questioned if the City of Lodi and member N.C.P.A. cities could legally meet with representatives of Pacific Gas and Electric Company to discuss the energy crisis since N.C.P.A. is involved in litigation against P.G. & E. City Attorney Mullen said if P.G. & E. agrees to a meeting it would be legal for the N.C.P.A. cities to meet and discuss this matter with P.G. & E.

The Council agreed that, in line with President Nixon's message regarding the energy crisis, it is imperative for the City of Lodi and the remaining ten member N.C.P.A. cities to meet with P.G. & E. representatives to work out the necessary arrangements to transmit power over the U. S. Bureau of Reclamation's lines.

CITY CLERK  
B. (BENNETT)  
MORRIS RESIGNS

Mayor Hughes announced the resignation of City Clerk Bessie Bennett Morris effective November 16, 1973.

RES. OF  
APPRECIATION  
NO. 3843

On motion of Councilman Ehrhardt, Schaffer second, the Council then unanimously adopted Resolution No. 3843 commending the services of Mrs. Bessie Bennett Morris from 1962 to 1973 to the citizens of Lodi.

Minutes of November 7, 1973, continued

REPORTS OF THE CITY MANAGER

CLAIMS	Claims in the amount of \$551,628.85 were approved on motion of Councilman Pinkerton, Schaffer second.
SANBORN CHEV. DRAINAGE	City Manager Graves requested that the discussion concerning Sanborn Chevrolet's drainage problem be tabled since there was no one present to represent the firm. The Council agreed and the matter was tabled.
NO PARKING OAK STREET  RES. NO. 3844	<p>The City Manager presented a memorandum from the Public Works Director recommending that a "No Parking" zone be established on the south side of Oak Street adjacent to Tokay High School.</p> <p>On motion of Councilman Ehrhardt, Schaffer second, the Council adopted Resolution No. 3844 establishing a "No Parking" zone on the south side of Oak Street from 16 feet west of the centerline of California Street to 68 feet west of the centerline of California Street.</p>
WITHDRAW KING VIDEOCABLE ADDN. FROM WRCFPD  RES. NO. 3845	On motion of Councilman Pinkerton, Schaffer second, the City Council unanimously adopted Resolution No. 3845 withdrawing the King Videocable Addition from the Woodbridge Rural County Fire Protection District.
ACCEPT CHURCH ST. SAN. SEWER	On motion of Councilman Katnich, Ehrhardt second, the Council accepted the Church Street Sanitary Sewer and authorized the Public Works Director to file the Notice of Completion on the project.
SPECS - PAD- MOUNT TRANSFORMERS	City Manager Graves presented specifications for five pad-mount transformers to be used in the downtown underground district for Council approval. On motion of Councilman Schaffer, Ehrhardt second, the Council approved the specifications and authorized advertising for bids thereon.
CONTRACT- AMBULANCE SERVICE CONT'D.	<p>The City Manager presented a contract for ambulance service with Lodi Ambulance Service for council approval. The contract provided that the City would pay \$30.75 per "dry run" ordered by City representatives. He explained that the "dry runs" occur when either the Police or Fire Departments call for the ambulance at the scene of an accident and for some reason the injured party does not use the service.</p> <p>The Council discussed the contract and questioned if it was necessary to include the words "fire department" in the contract since it is possible the fire department is covered under the County's agreement. After</p>

Minutes of November 7, 1973, continued

considerable discussion the Council agreed to continue the discussion of the matter to the next regular meeting.

CONCESSION-  
SOFTBALL PARKS

Mr. Graves reported that the Recreation Commission had recommended that the concession contract for the Softball Parks be extended for three years with the present holder, Mr. Jake Ferguson. On motion of Councilman Ehrhardt, Schaffer second, the Council approved extension of the Concession Contract for the Softball Parks with Mr. Jake Ferguson for a period of three years.

PICKUP TRUCK -  
PARKS DEPT.

At a previous meeting the City Council authorized an expenditure of \$1,200 to repair a pickup truck damaged in an accident. The City Manager reported that bids for repair work had been received and the estimated cost was \$1,400. Since the value of the truck is approximately \$1,500 he recommended the Council authorize the replacement of the truck. Councilman Ehrhardt moved the staff be authorized to replace the truck as recommended. The motion was seconded by Councilman Schaffer and carried.

LIBRARY  
FUNDS

Library Funds from the County of San Joaquin were not received on schedule, and the City Manager requested approval of transferring \$5,000 from the General Fund to the Library Fund until such funds become available. On motion of Councilman Katnich, Ehrhardt second, the City Council authorized the transfer of \$5,000 from the General Fund to the Library Fund until funds are received from the County.

SPECIAL  
ALLOCATION

City Manager Graves presented a special allocation request in the amount of \$2,710 for Council approval. The request was for funds to replace conduit between the Fire Station and the Water Works which had been damaged by a recent fire on Main Street. The new conduit would be installed underground to increase the reliability of these circuits.

On motion of Councilman Ehrhardt, Schaffer second, the Council approved the special allocation in the amount of \$2,710 as recommended by the City Manager.

CLOSE  
CITY HALL

The City Manager announced that City Hall would be closed at 4:00 p.m. on Friday, November 9, 1973 to allow additional time to the contractor for installation of electrical facilities.

Minutes of November 7, 1973, continued

LAFCO-  
COMMITTEE

Mayor Hughes moved that City Manager Graves be appointed as the City's representative on LAFCO Sphere of Influence Technical Study Committee, with Councilman Ehrhardt to serve as alternate. The motion was seconded by Councilman Katnich and carried.

ORDINANCES

PREZONING TWO-  
ACRE PARCEL  
E. SIDE CHEROKEE

ORD. NO. 1019  
ADOPTED

ORDINANCE NO. 1019, entitled, "AN ORDINANCE PREZONING AN APPROXIMATE TWO-ACRE PARCEL ON THE EAST SIDE OF SOUTH CHEROKEE LANE APPROXIMATELY 1120 FEET SOUTH OF KETTLEMAN LANE," having been introduced at a regular meeting on October 17, 1973, was brought up for passage on motion of Councilman Schaffer, Ehrhardt second. Second reading was omitted after reading by title and the ordinance was then passed, adopted and ordered to print by the following vote:

Ayes: Councilmen - EHRHARDT, KATNICH,  
PINKERTON, SCHAFFER  
and HUGHES

Noes: Councilmen - None

Absent: Councilmen - None

EXECUTIVE  
SESSION

At approximately 9:22 p.m. the Council adjourned to an Executive session to discuss personnel matters. The Council reconvened at 9:45 p.m.

ADJOURNMENT

There being no further business, the meeting was adjourned on motion of Councilman Ehrhardt, Katnich second at 9:45 p.m.

  
Attest: BESSIE L. BENNETT  
City Clerk